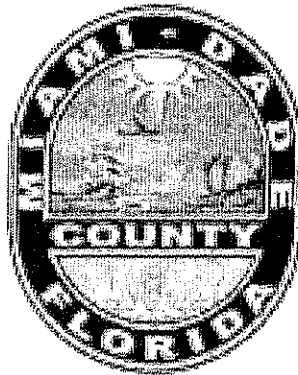


Miami Dade County

Stephen P. Clark Government Center
111 N.W. 1st Street
Miami, Fl. 33128



LEGISLATIVE ANALYSIS

SUPPLEMENT #2

Tuesday, June 8, 2004
9:00 AM
Commission Chambers

Board of County Commissioners

LEGISLATIVE ANALYSIS AND ECONOMIC IMPACT STATEMENT

ORDINANCE AMENDING SECTION 2-10.4.01 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE FOR TWO-TIERED COMMUNITY BUSINESS ENTERPRISE (CBE-A/E) PROGRAM FOR ARCHITECTURAL, LANDSCAPE ARCHITECTURAL, ENGINEERING, AND SURVEYING AND MAPPING PROFESSIONAL SERVICES; DELETING LIMITATION ON AGGREGATE NET WORTH OF CBE-A/E OWNERS; PROVIDING SEVERABILITY, INCLUSION IN CODE AND EFFECTIVE DATE

Commissioner Natacha Seijas

I. SUMMARY

This Ordinance will amend the Community Business Enterprise (CBE-A/E) program to include two tiers of participants based on the three year average annual gross revenues of the CBE participating firm.

1 st Tier CBE	3 year average annual gross revenues do not exceed \$2,000,000
2 nd Tier CBE (Architectural, Engineering or Surveying and Mapping Services)	3 year average annual gross revenues do not exceed \$4,000,000
2 nd Tier CBE (Landscape Architectural Services)	3 year average annual gross revenues do not exceed \$6,000,000

II. PRESENT SITUATION

Presently, participants in the CBE-A/E program who provide architectural, landscape architectural, engineering or surveying and mapping professional services are limited to those participants whose three (3) year average annual gross revenues do not exceed \$2,000,000. **Further**, the net worth of participants may not exceed \$750,000 in aggregate, and the net worth of the owners of these firms is subject to audit.

III. POLICY CHANGE AND IMPLICATION

This ordinance will expand the CBE-A/E program to include businesses with three year average annual gross revenues are greater than two million dollars, but do not exceed six million dollars. Two-tiers of CBE-A/E's will be created.

Additionally, this ordinance eliminates the net worth provisions contained within the ordinance as follows:

- This ordinance **eliminates** the mandate that no firm shall be certified as a CBE-A/E if the aggregate net worth of all of its owners is more than \$750,000.
- This ordinance **eliminates** the requirement that the net worth of participants is subject to audit.

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IV. ECONOMIC IMPACT

This amendment to the ordinance could increase CBE-A/E participation, as more mid-level firms will qualify for the program.

V. COMMENTS AND QUESTIONS

None.

LEGISLATIVE ANALYSIS AND ECONOMIC IMPACT STATEMENT

ORDINANCE RELATING TO ZONING; ESTABLISHING PURPOSE, DEFINITIONS, REVIEW PROCESS AND STANDARDS FOR APPROVAL OF PUBLIC CHARTER SCHOOL FACILITIES; CREATING ARTICLE XI OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTIONS 33-303.1, 33-311 AND 33-314 TO PROVIDE FOR CHARTER SCHOOL FACILITY APPROVALS BY BOARD OF COUNTY COMMISSIONERS AFTER RECOMMENDATION BY DEVELOPMENTAL IMPACT COMMITTEE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

RESOLUTION AUTHORIZING THE COUNTY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY AND AUTHORIZING THE COUNTY TO CONSIDER AND APPROVE OR DENY APPLICATIONS FOR PUBLIC CHARTER SCHOOLS

Department of Planning & Zoning

I. SUMMARY

This Ordinance and Interlocal Agreement between Miami-Dade County (hereinafter referred to as "County") and the Miami-Dade County School Board (hereinafter referred to as "School Board") will result in a delegation from the School Board to the County the land use authority to approve *public* charter school sites through the zoning hearing process.

II. PRESENT SITUATION

Currently, the School Board has the authority to select locations for all public schools within Miami-Dade County. Florida Statute 1013.33 mandates that Boards and Local Governments coordinate efforts as it relates to the location of schools. Further, Florida Statute 1013.33(10) requires that school site locations are consistent with the Comprehensive Development Master Plan (CDMP).

III. POLICY CHANGE AND IMPLICATION

This Ordinance and Interlocal Agreement between the County and the School Board will delegate to the County the land use authority to approve *public* charter school sites through the zoning hearing process. The School Board, however, would continue to approve curriculum and the charter for *public* charter schools.

The Interlocal Agreement, includes the specific duties of each party to the agreement. The responsibilities of both the School Board and the County include the following:

BCC ITEM 6(G) and 7(N)(1)(B) Revised
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- **School Board will be responsible for** the maintenance, review and approval of charter school contracts. Charter school applications must be approved before the County will set a hearing on the matter.
- **County will be responsible for** the approval of use and determining the site plans compatibility with the Comprehensive Development Master Plan, and subsequently issuing final development orders pursuant to a positive recommendation from the Developmental Impact Committee. *These final development orders, which are in the sole discretion of the Board of County Commissioners, are required for a charter school to operate.*

III. ECONOMIC IMPACT

None.

IV. COMMENTS AND QUESTIONS

None.

BCC ITEM 7 (G) (1) (B)**June 8, 2004****LEGISLATIVE ANALYSIS AND ECONOMIC IMPACT STATEMENT**

RESOLUTION AUTHORIZING THE COUNTY MANAGER OR HIS DESIGNEE TO APPROVE AN ALLOCATION CHANGE OF THE FUNDING SOURCES FOR THE CAPTIVA CLUB ASSOCIATES, LTD., AND RUNNING BROOK ASSOCIATES, LTD.; AND EXECUTE ANY NECESSARY AGREEMENTS

Miami-Dade Housing Agency

I. SUMMARY

This resolution would *retroactively* approve an allocation change of the funding sources to the Captiva Club Associates, Ltd. and Running Brook Associates, Ltd. for the following development projects: *Captiva Club Apartments* and *Running Brook Apartments*.

II. PRESENT SITUATION

Currently, Captiva Club Associates, Ltd. and Running Brook Associates, Ltd. have been allocated SHIP and/or SURTAX funds from various fiscal years for the construction of the Captiva Club Apartments and Running Brook Apartments, respectively. However, for various reasons, as delineated below, these allocations had to be changed.

III. POLICY CHANGE AND IMPLICATION

This resolution would retroactively change the allocations made to Captiva Club Associates, Ltd. and Running Brook Associates, Ltd. *Please see chart below.*

Name/Location	Reason for Reallocation¹	Previous Allocation	Allocation Change
Captiva Club Associates, Ltd.² (SW 177 th St. and 107 Ave.)	Project could not be encumbered to meet req. of funding source. <i>Project completed.</i>	SHIP 2002 \$1,000,000 SURTAX 2003 \$750,000	SHIP 2003 SHIP 2002 \$650,000 SHIP 2003 \$100,000
Running Brook Associates, Ltd.³ (SW 122 nd Ave. and SW 200 th Street)	Funds could not be encumbered in order to meet req. of funding source because of expend., income and/or construction completion restraints. <i>Project Completed</i>	SHIP 2000 \$250,000 SURTAX 2001 \$500,000	SHIP 2001 SHIP 2001

¹ As provided in the item.

² According to Florida Dept. of State, Corporation Division, the Principals for Running Brook Associates, Ltd are as follows: Robert Saland; Francisco Rojo and John Fuller.

IV. ECONOMIC IMPACT

None.

V. COMMENTS AND QUESTIONS

Question:

- 1) Has construction begun on Captiva Club Apartments?

³ According to Florida Dept. of State, Corporation Division, the Principals for Running Brook Associates, Ltd. are as follows: Stuart I. Meyers, Jorge Lopez, Leon Wolfe, Mara Mades. Florida Department of State, Corporation Division.